

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **Isador H. Liberman**

Application No.: **10/540,381** Filed: **June 23, 2005**

Group Art Unit: **3733** Examiner: **Pedro Philogene**

Confirmation No.: **2535**

For: **APPARATUS FOR CUTTING BONE**

**CERTIFICATE OF EFS SUBMISSION (37 C.F.R. § 1.8(a)(i)(1)(C))**

I hereby certify that on February 3, 2009, the following correspondence:

Name of Paper: **Request for Continued Examination**

Number of Pages: **4**

Fees: **\$405.00** Payment By: **Credit Card**

Other: **An executed Preliminary Amendment (14 pgs.)**

is being submitted to the Patent and Trademark Office via the Office Electronic Filing System in accordance with § 1.6(a)(4).

**/Anita J. Galo/**

*Signature*

Telephone Number: 216-621-2234

**Anita J. Galo**

*Type or print name of person certifying*

***NOTE:*** *It is advisable to keep a copy of certification of EFS-Web transmission § 1.8), including the list of papers submitted, to establish the local time of the submissions if such evidence is needed*

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**Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**REQUEST FOR CONTINUED EXAMINATION (RCE)  
(37 C.F.R. § 1.114)**

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above identified application.

**TIME REQUEST IS BEING MADE**

2. This request is being submitted:
  - i. Prior to abandonment of the application

**ENCLOSURES**

3. Enclosed herewith is:  
  
An executed Preliminary Amendment (14 pgs.).

**FEE FOR REQUEST (37 C.F.R. § 1.17(e)).**

4. This application is on behalf of small entity (and status is still as small entity).

Continued Prosecution Request Fee: **405.00**

## FEE FOR CLAIMS

5. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

(Col.1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	13	— 20	= 0	x \$ 26.00	= \$	0.00
INDEP.	3	— 3	= 0	x \$ 110.00	= \$	0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 195.00	= \$	0.00
				TOTAL ADDIT. FEE	\$	0.00

**No Additional fees for claims**

## EXTENSION OF TIME

6. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant believes that no extension of term is required. However, this is a conditional petition being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.:

Fee: **\$ 0.00**

## TOTAL FEE(S) DUE

7. The total fee(s) due is/are:

Continued Prosecution Fee (Section 1.17(e))	<b>\$405.00</b>
Fee(s) for additional claims (Section 1.16(b)-(d))	<b>\$ 0.00</b>
Extension of time fee (Section 1.17(a)(1)-(4))	<b><u>\$ 0.00</u></b>

Total Fee(s) Due: **\$405.00**

## PAYMENT OF FEE(S) DUE

8. Please pay the fee(s) for this continued examination application as follows:

Charge Credit Card the sum of \$405.00. (Credit Card Payment Form (PTO-2038) attached).

Please charge any required additional fee(s) for § 1.17(e), § 1.16(b)-(d) and/or § 1.17(a)(1)-(4) to Account **20-0090**.

## INVENTORSHIP

9. This application as amended names as inventors the same inventors as previously designated for the claims.

Date: **February 3, 2009**

**/Richard S. Wesorick/**

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Signature of Practitioner

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